

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

15 Plaintiffs Charles O. Bradley Trust, Linda L. Bradley Trust, Ken & Sharon Burge Trust,
16 Brad Martin Burge, Scott & Noa L. Dykstra, Ronald C. Hall, and Rental Center Properties,
17 and Defendants Zenith Capital LLC, Tasker Cooper Smith/Zenith Group LLC, Tasker Cooper
18 Smith/Zenith Group LTD, M. Jed Cooper, M. Gregg Smith, Chiao Smith & Associates
19 Accountancy Corp., Judy Chiao Smith, and Rick Lane Tasker, through their respective
20 counsel of record, hereby stipulate to the following:

21 A. When Defendants Zenith Capital LLC, Tasker Cooper Smith/Zenith Group LLC,
22 Tasker Cooper Smith/Zenith Group LTD, M. Jed Cooper, M. Gregg Smith, Chiao Smith &
23 Associates Accountancy Corp., and Judy Chiao Smith ("Moving Defendants") filed their
24 Motion for Partial Summary Judgment ("Motion") on April 22, 2008, Defendant Rick Lane
25 Tasker was not represented by counsel. Defendant Tasker has since substituted as his
26 attorneys the law firm of Bacalski, Ottoson & Dubé LLC, the same attorneys who filed the
27 Motion on behalf of the Moving Defendants and who now represent all defendants
28 remaining in the case.

1 B. Good cause exists to allow Defendant Tasker to join in the motion because, if
2 the Court were to find that any of the arguments set forth by Defendants Zenith Capital LLC,
3 Tasker Cooper Smith/Zenith Group LLC, Tasker Cooper Smith/Zenith Group LTD, M. Jed
4 Cooper, and M. Gregg Smith (“Zenith Defendants”) in their Motion are well taken, then such
5 arguments would apply equally to Defendant Tasker. Similarly, any arguments presented by
6 Plaintiffs in opposition to the Motion by Zenith Defendants would apply with equal force to
7 Defendant Tasker.

8 C. Defendant Tasker should be permitted to join in the Motion. Upon the Court's
9 approval of this Stipulation, Rick Lane Tasker shall be deemed to be joined in the Motion.

10 D. All papers filed by Plaintiffs in opposition to that part of the Motion applicable
11 to the Zenith Defendants, and any arguments allowed by the Court, shall apply in equal
12 force to Rick Lane Tasker. To the extent the date of Rick Lane Tasker's joining in the Motion
13 would be untimely, Plaintiffs waive any objection thereto.

14 E. It is the intention of the parties to maintain the briefing and hearing schedule
15 as presently set by the Court pursuant to its Order filed on April 23, 2008.

16 IT IS SO STIPULATED.

17 | By:

18 Bacalski, Ottoson & Dubé LLC

 5/6/2008
A. Daniel Bacalski, Esq. Date

20 A. Daniel Bacalski, Esq. Date
21 Douglas Dubé, Esq.
Attorneys for Defendants

Johnson & Miskel

Joseph Willard

May 6, 2008

Glendon W. Miskel, Esq.
Gerald L. Williams, Esq.
Attorneys for Plaintiffs

23 PURSUANT TO STIPULATION, IT IS SO ORDERED.

25 Date: May 7, 2008

BY:

Jeffrey S. White
Judge of The United States District Court,
Northern District of California